

UNITED STATES DISTRICT COURT

for the

Western District of New York

United States of America

v.

Michael Gonzalez-Colon

Case No: 1:16CR00109-003USM No: 26887-055Date of Original Judgment: June 5, 2017

Date of Previous Amended Judgment: _____

(Use Date of Last Amended Judgment if Any)

Pro Se

Defendant's Attorney

ORDER REGARDING MOTION FOR SENTENCE REDUCTION PURSUANT TO 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

☒ DENIED. ☐ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of _____ months **is reduced to** _____.

(See Page 2 for additional parts. Complete Parts I and II of Page 2 when motion is granted)

The defendant has a total of 4 criminal history points and was not assessed any "status points." As such, he is not eligible for a sentence reduction under Parts A and B, Subpart 1 of Guidelines Amendment 821.

Based on the foregoing, to the extent there has been a request to appoint counsel, it is denied.

Except as otherwise provided, all provisions of the judgment dated June 5, 2017 shall remain in effect.

IT IS SO ORDERED.

Order Date: 5-22-24

Effective Date: _____
(if different from order date)

Judge's signature

Hon. Lawrence J. Vilardy, U.S. District Judge

Printed name and title